

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
GALVESTON DIVISION

MOHAMMED A ALY,

Plaintiff,

VS.

CITY OF LAKE JACKSON,

Defendant.

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CIVIL ACTION NO. G-09-274

**ORDER**

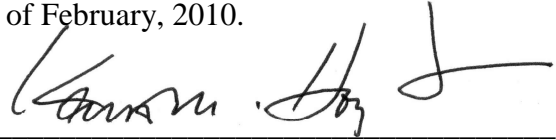
Pending before the Court is Defendant City of Lake Jackson's Supplemental Motion to Dismiss and Motion for More Definite Statement. *See* Doc. # 12. Contrary to Defendant's assertion, Plaintiff's First Amended Complaint satisfies the pleading requirement of FED. R. CIV. P. 8(a) and is sufficient to state a claim under 42 U.S.C. § 1983.

In his response to Defendant's motion, Plaintiff maintains that he "asserted no claims under 42 U.S.C. § 1985 in his first amended complaint and shows that he is no longer prosecuting those claims." *See* Doc. # 17, at ¶ 3. Additionally, Plaintiff stipulates that "he is no longer asserting claims under pendent state law theories of malicious prosecution and false imprisonment." *See id.*, at ¶ 4. It is therefore

ORDERED that Defendant's Supplemental Motion to Dismiss and Motion for More Definite Statement (Doc. # 12) is denied. It is further

ORDERED that Plaintiff's state law claims of malicious prosecution and false imprisonment as well as his claims under 42 U.S.C. § 1985 are dismissed with prejudice.

SIGNED at Houston, Texas this 24th day of February, 2010.

A handwritten signature in black ink, appearing to read "Kenneth M. Hoyt", written over a horizontal line.

Kenneth M. Hoyt  
United States District Judge